

DEC. 21. 2004 5:29PM

BROWDY AND NEIMARK

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NO. 1865 P. 1

DEC 21 2004

RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1800IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Paul PROOST et al

Application No.: 09/537,858

Filed: February 22, 2000

For: AMINO-TERMINALLY TRUNCATED RANTES AS CHEMOKINE AGONISTS

Conf. No. 5522

Art Unit: 1844

Examiner: J.H. ROARD

Washington, D.C.

Atty.'s Docket: PROOST-1

Date: December 21, 2004

THE COMMISSIONER OF PATENTS
2011 South Clark Place, Mail Stop AMENDMENT
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

Transmitted herewith is a [X] Supplemental Amendment []

in the above-identified application.

[] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

[X] No additional fee is required.

[] The fee has been calculated as shown below.

(Col. 1)	CLAIMS REMAINING AFTER AMENDMENT	(Col. 2)	HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA EQUALS
TOTAL	* 9	MINUS	** 20	0
INDEP.	* 1	MINUS	*** 3	0

FIRST PRESENTATION OF MULTIPLE DEP. CLAIM

SMALL ENTITY	
RATE	ADDITIONAL FEE
X 25	\$
X 100	\$

ADDITIONAL FEE TOTAL \$

VIA TELEFACSIMILE

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
X 50	\$
X 200	\$

TOTAL \$

- [] If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- [] If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- [] If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

- [X] Conditional Petition for Extension of Time
If any extension of time for a response is required, applicant requests that this be considered a petition therefor.
- [] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

- [] First - \$ 80.00
- [] Second - \$ 225.00
- [] Third - \$ 510.00
- [] Fourth - \$ 795.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

- [] First - \$ 120.00
- [] Second - \$ 450.00
- [] Third - \$ 1,020.00
- [] Fourth - \$ 1,590.00

Month After Time Period Set

[] Less fees (\$ _____) already paid for _____ month(s) extension of time on _____

[] Please charge my Deposit Account No. 02-4035 in the amount of \$ _____

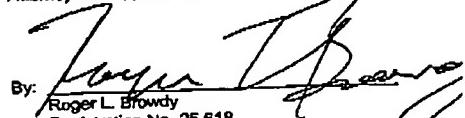
[] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ _____

[] A check in the amount of \$ _____ is attached (check no.).

[X] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

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DEC. 21. 2004 5:30PM

BROWDY AND NEIMARK

NO. 1865 P. 2

RESPONSE UNDER 37 C.F.R. §1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1600

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 21 2004

Atty. Docket: PROOSTI

In re Application of:) Conf. No.: 5522
Paul PROOST et al)
Appln. No.: 09/537,858) Art Unit: 1644
Filed: March 28, 2000) Examiner: P.M. MERTZ
For: AMINO-TERMINALLY TRUNCATED) Washington, D.C.
RANTES AS CHEMOKINE) December 21, 2004
AGONISTS)
VIA TELEFACSIMILE

SUPPLEMENTAL AMENDMENT

Honorable Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop AF
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

Supplementing applicant's response of September 15, 2004, in response to the Office Action of April 15, 2004, and in view of the advisory action of September 23, 2004, please further amend as follows:

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.